

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 3042

Fabio FRANCESCHI

Group Art Unit: 1794

Application No.: 10/512,078

Examiner: Viren A. THAKUR

Filed: November 5, 2004

Attorney Docket No.: 023349-00298

For: CAPSULE TO BE USED TO PREPARE AN INFUSED BEVERAGE

**RESPONSE UNDER 37 C.F.R § 1.111**

**Mail Stop AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**September 14, 2009**

Sir:

In reply to the outstanding Office Action dated May 14, 2009, of which the period for response has been extended to September 14, 2009, with a one-month extension of time, please amend the application as shown on the following pages:

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 7.